

**DECLARATION**

As a below-named inventor, I hereby declare that:

My residence, post office address, and citizenship are as stated below next to my name.

I believe that I am an original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

**IL-1 ETA DNA AND POLYPEPTIDES**

the specification of which

☐ is attached hereto.

OR

☒ was filed on October 11, 2001 as United States Application No. or PCT International Application No. 09/976,472.

I hereby state that I have reviewed and understand the contents of said specification, including the claims. I acknowledge the duty to disclose information that is known to me and material to patentability of the subject claimed invention in accordance with 37 C.F.R. §1.56.

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☒ I hereby claim the benefit under 35 U.S.C. §120 of the United States application(s) and PCT international application(s) designating the United States that are listed below, and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application(s) or PCT international application(s) in the manner provided by the first paragraph of 35 U.S.C. §112, I acknowledge the duty to disclose material information as defined in 37 C.F.R. §1.56 which became available between the filing date of the prior application(s) and the national or PCT international filing date of this application.

Application No.  
PCT/US00/14435

Filed  
May 25, 2000

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☒ I hereby claim the benefit under 35 U.S.C. §119(e) of the United States provisional patent application(s) listed below:

Application No.  
60/135,758  
60/162,331

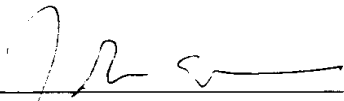
Filed  
May 25, 1999  
October 29, 1999

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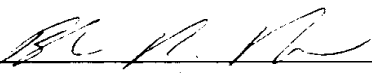
Immunex Corporation  
Declaration

Docket No.: 2932-B

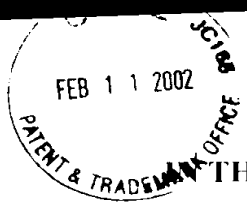
I further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Signature   
Inventor John E. Sims  
Post Office 51 University Street  
Address Seattle, Washington 98101  
U.S.A.  
Residence Seattle, Washington U.S.A.  
Citizenship U.S.A.

Date 1/15/02

Signature   
Inventor Blair R. Renshaw  
Post Office 51 University Street  
Address Seattle, Washington 98101  
U.S.A.  
Residence Renton, Washington U.S.A.  
Citizenship U.S.A.

Date 1/15/02



THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the Application of: John E. Sims and Blair R. Renshaw  
Serial No: 09/976,472  
Filed: October 11, 2001  
For: IL-1 ETA DNA AND POLYPEPTIDES

Docket No.: 2932-B  
Group Art Unit: 1646  
Examiner: Unknown

**STATEMENT UNDER 37 C.F.R. 3.73(b) AND  
POWER OF ATTORNEY BY ASSIGNEE**

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

IMMUNEX CORPORATION (hereinafter "IMMUNEX"), a corporation of the State of Washington having a place of business at 51 University Street, Seattle, Washington 98101, is the assignee of the entire right, title, and interest in the above-identified U.S. patent application. Documentary evidence of a chain of title from the original owner(s) to Immunex is demonstrated by:

- ☒ the enclosed copy of an Assignment, the original of which is being filed for recordation by the United States Patent and Trademark Office.
- OR
- ☐ the assignment recorded in the United States Patent and Trademark Office at Reel , Frame .

The undersigned, whose title is supplied below, is empowered to sign this statement on behalf of IMMUNEX.

IMMUNEX hereby appoints the registered practitioners at the following Customer Number to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith:



**22932**

Immunex Corporation

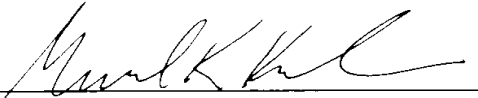
Docket No. 2932-B

Statement Under 37 C.F.R. 3.73(b) and Power of Attorney by Assignee

Please send all correspondence and direct telephone calls to the above-identified Customer Number.

Respectfully submitted,

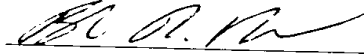
Date January 22, 2002

By   
Michael K. Kirschner  
Vice President, Intellectual Property

Enclosure: Copy of Assignment

My appointment expires 4-19-03

Executed at Seattle, Washington, this 15<sup>th</sup> day of January, 2002.



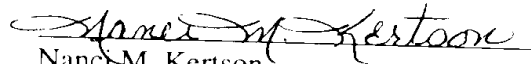
Blair R. Renshaw

STATE OF WASHINGTON )

) ss.

COUNTY OF KING )

On this 15<sup>th</sup> day of January, 2002, personally appeared before me Blair R. Renshaw, to me known to be the individual named above who executed the within and foregoing instrument, and acknowledged that he signed the same as his free and voluntary act and deed, for the uses and purposes therein mentioned.



Nancy M. Kertson

Notary Public in and for the State of Washington.

My appointment expires 4-19-03

